

Pocahontas Times.

JOHN E. CAMPBELL, EDITOR AND PROPRIETOR.

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Huntersville, W. Va. October 29, 1891.

AT A COUNTY COURT HELD FOR

the County of Pocahontas, at the Court house thereof on the 6th day of October, 1891.

This day Matt Wallace and 696 other citizens of said County, presented their nine several petitions in writing, with the affidavits made by Uriah Bird, John Ligon, H. N. Hannah, William Vander-vort, Wm. C. Mann, B. M. Yeager, Henry A. Yeager and Uriah Bird and Ed. I. Hoff, credible citizens of this County before L. M. McClintic, George P. Moore, A. C. L. Gatewood and B. C. Hill, notaries public of this County, and duly certified by them that said petitioners, are, as such affidavits verily believe, legal voters of this County, which said petitions together with said affidavits and certificates thereof are now here filed at this regular session of this Court, and the said petitions being in the same language and figures are as follows:

to the County Court of Pocahontas County, West Virginia: your petitioners, whose names are hereto signed, respectfully represent unto your Honorable body, that they are legal voters of Pocahontas county, in said state of West Virginia, and that they desire the re-location and removal of the county seat of said county from the town of Huntersville to a point on the east bank of the Greenbrier river in said county, known as and commonly called Marlin's Bottom, on the lands formerly owned by Susan E. and Andrew J. McLaughlin, which were conveyed by them and wife to John T. McGraw, by deed dated on the 13th day of February, 1891 and is now of record in the clerk's office of the county court of said county of Pocahontas in Deed Book 21, page 301 and 307. The specific place and location on said lands, to which your petitioners ask the re-location of said county seat, is indicated as "Court House Square" on a survey and plat of said Marlin's Bottom lands, now being made by Oscar A. Veazey, Civil Engineer, a copy of which plat and survey will be filed in the office of the clerk of the county court of said county of Pocahontas, for public inspection, on, or before the day of the presentation of this petition.

Your petitioners therefore pray, that a vote may be taken upon the question of such re-location, at and to the place above indicated, at a special election to be held in the said county on such a day as your honorable body may indicate, not less than sixty days, nor more than four months from the date of entering an order to this effect. And your petitioners will ever pray &c.

And it appearing to the court, from an inspection of the said petitions that they are signed by an aggregate of six hundred and ninety seven legal voters and citizens of this county, and that said petitioners ask the removal and re-location of the said county seat at and to the same place, and that said six hundred and ninety seven legal voters and citizens of this county constitute more than two fifths of all the legal voters of this county, which is estimated by allowing one vote for every six persons in this county as shown by the last census preceding the entry of this order. And there being no general election held in this county in and during the present year, said petitioners ask that a special election be ordered, had, and held on the question of the removal and re-location of said county seat to the place referred to in said petition, and hereinafter specially described, said election to be held according to the provisions of chapter 29 of the Code of West Virginia, as amended and re-enacted by chapter 37 of the acts of the legislature of West Virginia, entitled, "An Act to amend and re-enact Section 15 of Chapter 39 of the Code of West Virginia," passed on the 27th day of February, 1891.

And the said Matt Wallace, one of said petitioners, now in open court, for himself and all other voters signing said petition, tenders his bond in the penal sum of five thousand dollars, with Jno. T. McGraw, J. W. Marshall and Levi Gay as his sureties, conditioned according to law, which said bond having been acknowledged by the signers thereto before the court the same is accepted and approved as sufficient.

And it appearing to the court, that the petitioners in said petition, respectfully ask and desire that the county seat of this county be removed from Huntersville in said county, and be re-located and placed at a point on the east bank of the Greenbrier river in this

county, known as and commonly called Marlin's Bottom, on the lands formerly owned by Andrew M. McLaughlin, which were conveyed by him and wife to John T. McGraw by deed dated the 13th day of February, 1891, and now of record in the clerk's office of the county court of this county in Deed Book No. 21, page 301, and by Susan E. McLaughlin by deed dated the 11th day of February, 1891, and recorded in said clerk's office in Deed Book 21, page 307. And that the specific place and location of said lands to which said petitioners ask the removal and re-location of said county seat is indicated as "Court House Square" on a survey and plat of said Marlin's Bottom lands, made by Oscar A. Veazey, C. E., in surveying and laying out what is known as the Town of Marlinton on said lands, a copy of the said survey, map and plan of said town having been filed in the clerk's office of this county, and now here tendered in open court and filed with said petition, which said place as shown by the deed hereinafter referred to is specially described by metes and bound as follows, to-wit:

"Beginning at a stout locust post driven firmly into the ground at a point in a straight line drawn through the center of the west end of the Andrew J. McLaughlin spring-house and the stone chimney at the south end of the S. E. McLaughlin house, and situated at five hundred and eleven and one-half feet from the center of the west end of said spring-house, and at one thousand and fifty-five feet from the center of said chimney, and at the south corner at the intersection of Judge street and Tenth avenue, as shown on the said Map of Marlinton hereto attached; thence with the south-east side of said avenue south forty degrees and forty-five minutes west two hundred and ninety feet to another locust post driven firmly into the ground at the east corner, at the intersection of Jury street and Tenth avenue; thence with the north-east side of Jury street, south forty-nine degrees and fifteen minutes east two hundred and sixty feet to another locust post driven firmly into the ground at the north corner, at the intersection of Jury street and eleventh avenue; thence with the north-west side of Eleventh avenue north forty degrees and forty-five minutes east two hundred and ninety feet to another locust post driven firmly into the ground at the west corner, at the intersection of Eleventh avenue and Judge street; thence with the south-west side of Judge's street north forty-nine degrees and fifteen minutes west two hundred and sixty feet to the place of beginning."

And it further appearing to the court that the lot, tract or parcel of ground hereinbefore referred to, is now owned by the Pocahontas Development Company, a corporation created by and operating under the laws of this state, the same having been conveyed to it by John T. McGraw and Jacob W. Marshall, by their deed dated the 13th day of September, 1891, and now of record in the clerk's office of this court in Deed Book No. 22, page 294; and that said company proposes to donate said lands to this county free and relieved from all liens, costs and charges thereon, provided and upon this condition, however that said county seat be removed and built thereon under the vote to be taken under this order, and that said company by John T. McGraw, its president, and Geo. M. Whitescarver, its manager and secretary, now here, in open court, tenders, in escrow, a deed for said lot, piece or parcel of land conveying the same to the County Court of Pocahontas County, for court house and county purposes, with covenants of general warranty, which deed, they ask, may be taken and held by the clerk of this court as an escrow to await the result of the election provided for by this order. If said election be favorable to the prayer of said petitioners and if said county seat be removed and the public buildings be located on the said land, then said conveyance is to be absolute, otherwise said deed is to be returned to the said company by the clerk of this court; and the title to the land conveyed is not to be deemed and held to have passed out of the said company and corporation, and said corporation in the event said removal and re-location are not made, is to be held relieved from any claim or title of this court or of this county to the land therein described.

And it appearing further by the proposition of said Pocahontas Development Company, by its president and manager, now here in open court made by them, that said company agrees, promises and binds itself to pay the sum of five thousand dollars in money to aid in defraying the cost and expense of a new court house and jail for said county, in the event, contingency, and upon the sole condition and consideration that the said county seat be removed to and located at the place above indicated, and its public buildings located thereon, at the said new town called Marlinton, and said company now tenders its bond for said sum of five thousand dollars, executed under the seal of said company with George W. Whitescarver, John T. McGraw, J. W. Marshall, B. M. Yeager, Matt Wallace and Levi Gay, as sureties therein, conditioned for the true and faithful payment of the said sum of five thousand dollars under the conditions therein stated, which bond being inspected by the court, and the sureties therein named being sufficient, is approved and accepted, upon the terms and conditions upon which the same is tendered.

On consideration whereof, it is ordered, That a special election be held in this county on the SECOND TUESDAY IN DECEMBER, 1891, to-wit, on the 5TH DAY OF DECEMBER, 1891.

at the several legal voting places in this county, as heretofore fixed and established by the former order of this court, at said election a vote be taken on the question of the relocation of the county seat of Pocahontas county as prayed for in said petitions. And the clerk of this court is directed to make out immediately upon the adjournment of this court, and certify a copy of this order for each of the several voting places in this county as fixed, established, and existing by law, and to deliver them to the sheriff of this county, who is ordered to post one copy of this order at each of the said voting places at least forty days before the said 8th day of December, 1891 and make return thereof according to law. And a copy of this order shall be published in the newspaper published at Huntersville in this county, or in some other newspaper of general circulation in this county, at least once a week for four successive weeks prior to said special election herein ordered.

And the ballots used, given and voted at said election shall have written or printed thereon, "Re-location of County Seat." For re-location at Marlinton," and "Against Re-location of County Seat."

And the court doth appoint the following named persons, commissioners, to hold and conduct said election, for the respective voting places in this county, who, for their respective voting places, shall ascertain and certify the result of such election, as required by law, viz:

- For Academy—W. W. Beard, John B. Kinnison and George S. McNeel.
For Split Rock—S. S. Varner, James Herold and W. P. Vander-vort.
For Traveler's Repose—O. W. S. Ginn, A. M. V. Arbogast, and Jacob L. Arbogast.
For Green Bank—Adam Arbogast, Jacob S. Woodell and Charles A. Lightner.
For Dunmore—Jacob K. Taylor, B. F. McElwee and George W. Arbogast.
For Frost—Andrew Herold, I. B. Moore and C. O. W. Sharp.
For Huntersville—Sheldon Moore, D. A. Fisher and Wm. L. Harper.
For Edray—A. T. Moore, Henry Barlow and Wm. M. Sharp.
For Buekeye—R. E. Overholt, H. H. McClintic and Wm. O. McNeel.

And the clerk of this court is directed to take and hold said deed upon the terms and conditions upon which it is tendered and said clerk is also directed to accept the bond of said Pocahontas Development Company, and to file the same in his office to await the further order of this court.

A Copy, Teste: S. L. Brown, Clerk.

SCOTT'S EMULSION. Of Pure Cod Liver Oil and HYPOPHOSPHITES of Lime and Soda. It is endorsed and prescribed by leading physicians because both the Cod Liver Oil and Hypophosphites are the recognized agents in the cure of Consumption. It is as palatable as milk. Scott's Emulsion is a perfect emulsion. It is a legitimate Food Producer. It is the Best Remedy for CONSUMPTION, Scrofula, Bronchitis, Wasting Diseases, Chronic Coughs and Colds. Ask for Scott's Emulsion and take no other.

In the Dark! They who shut their eyes and ears to advice and wots not the errors of their ways are liable to step in at the wrong place and get "soaked" for their carelessness. That would be a step in the wrong direction and should be avoided. Therefore if you will give us your attention for a second, will tell you where to go to get the greatest bargains you have ever bought and undoubtedly twice as much goods as you ever bought before, for the same amount, and that is at JACOB BONER'S. DEALER IN Dry Goods, Clothing, Ladies Dress, Goods, Boots, Shoes, Hats, Caps, Notions, Jewelry, &c. MONEY can be earned on our NEW line of work, rapidly and honorably, by those of either sex, young or old, and in their own localities, wherever they live. Any one can do the work. Easy to learn. We furnish everything. We start you. No risk. You can devote your spare moments, or all your time to the work. This is an entirely new and original method of success to every worker. Beginners are earning from \$25 to \$50 per week and upwards, and more after a little experience. We can furnish you the same plan and teach you FREE. No money to explain here. Full information FREE. TRUE & CO., AUGUSTA, MAINE.

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Lightning Cough Drops. Lightning Vegetable Liver Pills. Lightning Hot Drops. Keep them in the House, they will often Save Doctor Bills. If you feel no relief after using two-thirds the contents of a bottle of these medicines return the remaining one-third to the dealer from whom you bought it and he will refund the price paid for the entire bottle. For Sale by all Druggists and Dealers in Medicine. Prepared by WESTON MEDICINE CO., Weston, W. Va.

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KENDALL'S SPAVIN CURE. The Most Successful Remedy ever discovered, as it is certain in its effects and does not blister. Read proof below: Dear Sirs—I must say that I once tried a bottle of your Kendall's Spavin Cure, and it made a complete cure. I have recommended it to others who have used it with success. MRS. ANNE E. KILMANOR.

Kendall's Spavin Cure. DR. B. J. KENDALL CO. Gentls—About three years ago I wrote to you about a horse I owned who had a Spavin. I used six bottles of your Kendall's Spavin Cure, and it made a complete cure. I have recommended it to others who have used it with success. MRS. ANNE E. KILMANOR.

Kendall's Spavin Cure. DR. B. J. KENDALL CO. Gentls—I have effectually removed one case of horse spavin with your Kendall's Spavin Cure. I cheerfully recommend it to all. Respectfully, R. C. KNIGHT.

Kendall's Spavin Cure. COLUMBIA, Ala., July 24, 1891. DR. B. J. KENDALL CO. Gentls—I have effectually removed one case of horse spavin with your Kendall's Spavin Cure. I cheerfully recommend it to all. Respectfully, R. C. KNIGHT.

Kendall's Spavin Cure. An old physician, retired from practice, having had placed in his hands by an East India missionary the formula of a simple vegetable remedy for the speedy and permanent cure of Consumption, Bronchitis, Catarrh, Asthma and all throat and Lung Affections, also a positive and radical cure for Nervous Debility and all Nervous Complaints, after having tested its wonderful curative powers in thousands of cases, has felt it his duty to make it known to his suffering fellows. Actuated by this motive and a desire to relieve human suffering, I will send free of charge, to all who desire it, this receipt, in German, French or English, with full directions for preparing and using. Sent by mail by addressing with stamp, naming this paper, W. A. NOYES, 820 Rovers' Block, Rochester, N. Y.

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W. W. ALLEGER. Have money. Wash, D. C.

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